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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

PART IV-A

Rules and Orders (Other than those published in Parts I, I-A, and I-L) made
by the Government of Gujarat under the Central Acts

PORTS AND TRANSPORT DEPARTMENT

NOTIFICATION

Sachivalaya, Gandhinagar, 5th February, 2024

MOTOR VEHICLES ACT, 1988.

No.G/PT/2024/2/MVD/102021/2822/KH: WHEREAS certain draft rules were published as required by sub-section (1) of section 212 of the Motor Vehicles Act, 1988 (59 of 1988) in the Gujarat Government Gazette, Extraordinary, Part IV-A, dated the 4th June, 2022 at Page 65-1 to 65-4 under the Government Notification, Ports and Transport Department No.G/PT/2022/7/MVD/102021/2822/KH, dated the 4th June 2022, inviting objections or suggestions from all persons likely to be affected thereby within a period of thirty days from the date of publication of the said notification in the *Official Gazette*,

AND WHEREAS, the objection and suggestion received in respect of the said draft rules has been considered by the Government;

NOW, THEREFORE, in exercise of the powers conferred by clause (p) of sub-section (2) of section 65 read with section 211 of the Motor Vehicles Act, 1988 (59 of 1988), the Government of Gujarat hereby makes the following rules further to amend the Gujarat Motor Vehicles Rules, 1989, namely:-

1. These rules may be called the Gujarat Motor Vehicles (Amendment) Rules, 2024.

2. In the Gujarat Motor Vehicles Rules, 1989, (hereinafter referred as “the said rules”), after rule 48A, the following rule shall be inserted, namely:-

"48B. Retention of Registration Mark:-

- (1) Notwithstanding anything contained in rule 48A, at the time of transfer of ownership of vehicle or cancellation of registration or scrapping of vehicle, the registered owner may retain the registration mark for the purpose of display it on his newly purchased vehicle of same class:

Provided that no retained number shall be used after 90 days from the retention approval:

Provided further that no registration mark shall be retained from the vehicles for which registration has already been cancelled.

Explanation.- Retention mark obtained through retention procedure may be again retained in accordance with this rule."

- (2) An application of retention of registration mark shall be in form: ROR accompanied with fees as prescribed below:

- (a) In case of first time retention of registration mark:

No. of days for which number to be retained from date of application of retention.	Classification of numbers.	Fees in rupees.	
		(I) Two Wheeler Vehicles and others	(II) Other Vehicles
1	2	3	
0-30 Days	Golden	8000	40000
	Silver	3500	15000
	Other	2000	8000
30-60 Days	Golden	12000	60000
	Silver	5500	25000
	Other	3000	12000
60-90 Days	Golden	16000	80000
	Silver	7000	30000
	Other	4000	16000

Explanation.-

- (i) For the purpose of column (2) - Golden, Silver and other numbers means numbers mentioned in rule 43 of Gujarat Motor Vehicles Rules, 1989.
- (ii) For the purpose of sub-column (ii) of column (3), the “other vehicles” means the vehicles other than those specified in sub-column (i) of column (3).
- (iii) For the purpose of sub-column (i) of column (3), the “other vehicles” means two wheelers (including motor cycles with side car), three wheeler vehicles for private use or used for the transportation of passengers or goods.

- (b) In case of subsequent retention of registration mark:

Retention mark obtained through retention procedure again retained on payment of fees calculated as below.

Retention Fee = A + 25% of A

Where A=Amount of Fees paid for last retention

- (3) The following documents shall be attached with such application -

- (i) Valid certificate of registration.
- (ii) Valid certification of Fitness (in case of transport vehicle).
- (iii) Valid certificate of insurance.
- (iv) Valid certificate of PUC.
- (v) In case vehicle registered under hypothecation agreement, NOC issued by financial institution.

(4) Application shall be proceed after compliance of the following conditions:

- (a) No Motor Vehicle Tax shall be due.
- (b) No offence registered under the Motor Vehicles Act, 1988 or any other Act which is time being in force shall be pending.
- (c) Person who intended to retain number shall be in ownership of vehicle at least one year and registration of vehicle is in force:

Provided that the ownership period of less than one year may be considered in case of vehicle owned by a person in succession as per sub-section (2) of section 50 of the Motor Vehicles Act, 1988 subject to the production of death certificate of previous owner.

- (d) In case of transfer of ownership under section 50 all the provisions shall be complied with under the Motor Vehicles Act, 1988 and rules made there under.

(5) New registration mark shall be allotted immediately to the vehicle from which registration mark is retained:

Provided that such registration mark may be allotted on first come first serve basis, if vehicle owner made his choice of number."

3. In the said rules, in the first Schedule, after form "CNA", the following form "ROR" shall be inserted, namely:-

'Form ROR'

(See rule 48 B (2))

Application for retention of registration mark

To,	Full name and address of the applicant
Regional Transport Authority,
.....
.....

Part-A

I hereby apply for retention of registration mark as herein under set out:

1. Particulars of Vehicle from which registration mark has to be retained:

- (a) Registration Mark
- (b) Registration Valid from to
- (c) Insurance Valid from to
- (d) PUCC Valid from to
- (e) Motor Vehicles Tax from to

(Relevant documents enclosed)

2. Motor Vehicle Tax Purpose for Retention:

- (a) Transfer of ownership: YES/NO
- (b) Cancellation of Registration or Scrapping of Vehicle: YES/NO
 - (i) If Yes then Specify Registration no. of the Vehicle on which registration mark has to be retained:

3. I hereby declare that the above statements are true and that I have supplied all the information and documents necessary to support the statements made in this application. I State that no motor vehicle tax is due and no offence registered under motor vehicle act or in any other act which is time being in force is pending.

In case of wrong or misleading declaration, my application shall be rejected and appropriate action shall be taken against me.

4. I herewith tender the fee prescribed in rule 43.

(Signature of the applicant)

Date:

Place:

*Strike out whichever is either not required or not applicable."

Part-B

Request of choice of allotment of new registration mark on vehicle from which registration mark retained. I have purchased vehicle bearing registration mark _____ and chassis no. _____ from _____ who has retained registration mark _____ from this vehicle. I hereby make request that I intends to obtain _____ registration mark through first come first serve basis. I have tender fee of Rs. _____ through receipt no. _____

(Signature of the transferee)

Date:

Place:"

By order and in the name of the Governor of Gujarat,

TEJENDRA PATEL,

Deputy Secretary to Government.

